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April 25, 2024

**VIA ECF**

Hon. Katherine Polk Failla  
United States District Judge  
United States District Court  
Southern District of New York  
40 Foley Square, Room 2103  
New York, NY 10007

**MEMO ENDORSED**

RE: Huzhou Chuangtai Rongyuan Investment Management Partnership et al v. Qin;  
No. 1:24-cv-02219-KPF  
Request of Third-Party Duo “Emma” Liu to Seal Documents

Dear Judge Failla:

Pursuant to Section 9(c)(ii) of Your Honor’s Individual Rules of Practice in Civil Cases), we write to respectfully request that the Court permit the sealing of a redacted copy of the Corrected Declaration of Emma Liu with exhibits attached thereto (filed contemporaneously herewith).

A party seeking to file a document under seal needs to address the presumption in favor of public access to judicial documents. *See, e.g., Lugosch v. Pyramid Co. of Onondaga*, 435 F.3d 110, 119-20 (2d Cir. 2006). And any redaction or sealing of a court filing needs to be narrowly tailored to serve whatever purpose justifies the redaction or sealing and must be otherwise consistent with the presumption in favor of public access to judicial documents. *Id.*

The Court must balance this common law presumption of access against competing interests, including “the privacy interests of those resisting disclosure.” *Lugosch*, 435 F.3d at 120 (quoting *United States v. Amodeo*, 71 F.3d 1044, 1050 (2d Cir. 1995)). Thus, the issue is whether “the privacy interests of the [moving party] outweigh the presumption of public access.” *GoSMiLE*, 769 F. Supp. 2d at 649-50.

Given the nature of this matter (a private matter ultimately related to Plaintiffs’ attempts to collect a judgment from Mr. Qin) and the fact that Ms. Liu is not the actual judgment-debtor, but merely a party whose private affairs are being dragged into this dispute, and given the ongoing criminal investigation about which the Court has been informed, we submit that there is a more than sufficient basis to seal the documents referenced herein. These documents contain confidential information of the kind that is deserving of protection and restricting public access, and therefore Ms. Liu respectfully requests that the Court grant this request.

Hon. Katherine Polk Failla  
April 25, 2024  
Page 2

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Sincerely,



Stephen P. Younger  
Senior Counsel

SPY

To: All parties of record via ECF

Application GRANTED. The Clerk of Court is directed to maintain docket entry 91 under seal, viewable to the Court and the parties only. The Clerk of Court is further directed to terminate the pending motion at docket entry 88.

Dated: April 26, 2024  
New York, New York

SO ORDERED.



HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE